Army Air Perspective

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TOPICS

- **General Duty Clause--Sec 112r**
- **Inspection/Maintenance--118c & d**
- **Penalties--113: update Wainwright**

The General Duty Clause of 112r-- A Sleeping Giant?

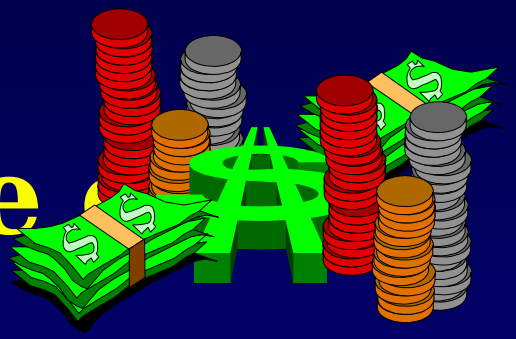
- Companion to Risk Mgt. Program
- Substantive gap filler: OSHA cases
- Independent enforcement authority

Update on I/M Programs

- Unique requirement for federal facilities
  - 2 aspects: GOV fleets and POVs
  - Federal facility--an I/M compliance "partner"
- DoJ opinion changed nature of program
- Federal facilities developed guidance
- EPA "working" rulemaking aspects

Update on Fort Wainwright

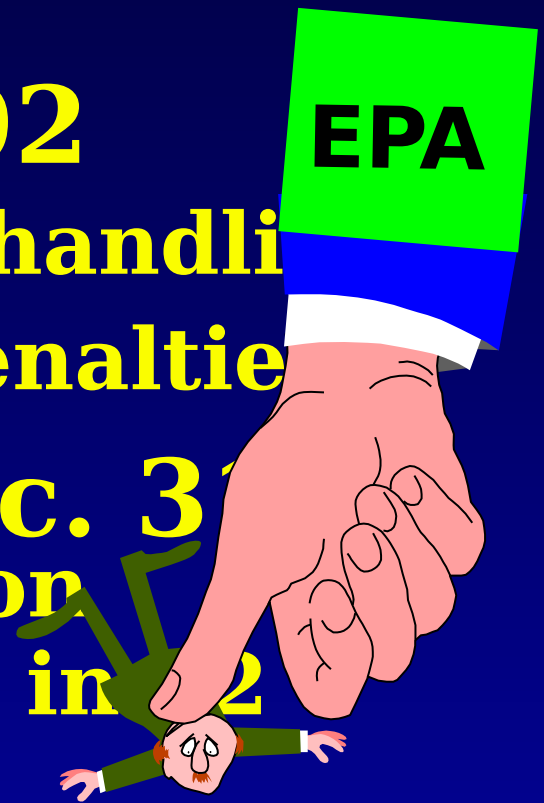
Spotlighted because



- Amount: $16M+
- Legal Basis
  - Seriousness of violations: $155K
  - Economic benefit: $10.56M
  - Size of the business: $5.35M

Congressional Interest--

- SASC Report 106-292
  - ➤ Irritation re FWA case handli
  - Rejection of business penaltie
- Interim solution: Sec. 31
  - ➤ Penalty cap of $2 million
  - Report on penalties due in 2
- Others with interest . . .



Paths to Resolution: